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October 4, 2018

VIA CM-ECF

Honorable Vernon S. Broderick
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, New York 10007

Re: *United States v. Christopher Collins, et al*., No. 18-cr-567 (VSB) (S.D.N.Y.)

Dear Judge Broderick:

We, collectively, are counsel for Defendants Christopher Collins, Cameron Collins, and Stephen Zarsky ("Defendants") in this matter and submit this letter motion jointly on behalf of each. Pursuant to Federal Rule of Criminal Procedure 43, Defendants hereby move to be excused from personally appearing at the status conference scheduled for October 11, 2018. In addition, for attorneys Barr and Wangsgard, we request leave of the Court to be excused from the Local Civil Rule 1.8 prohibitions such that each attorney may bring one Personal Electronic Device into the courthouse.

At the initial appearance held on August 8, 2018, the Court scheduled a Status Conference for October 11, 2018 to discuss, among other things, the status of discovery and motions scheduling. There are no presently-pending motions and the Status Conference is not a hearing. Rep. Collins will be in-District in the Buffalo area on the date of the Status Conference, as October is a District Work Month for Congress. Messrs. Collins and Zarsky will be in New Jersey. Rule 43(b)(3) provides that a defendant "need not be" present if the appearance involves "only a conference or hearing on a question of law." Undersigned counsel will be present in the courtroom and prepared for all issues, including the setting of a schedule for proceedings in this matter.

Attached to this letter motion are three waivers of appearance for the October 11, 2018 Status Conference executed by each Defendant.

Local Civil Rule 1.8, incorporated by Local Criminal Rule 1.1, authorizes the possession of Personal Electronic Devices by administrative order. Accordingly, we respectfully request entry of such an order. We understand that any devices authorized pursuant to this request will be subject to examination for security purposes as are all other materials brought into the courthouse. Further, we have read and understand the 2016 Committee Note to Rule 1.8 regarding the continued prohibition on making any audio or video recording of any proceeding or communication with the Court.

We have conferred with counsel for the government, who has no objection to the relief requested herein.

For these reasons, we respectfully request that the Defendants' personal appearance be waived for the October 11, 2018 Status Conference and that attorneys Barr and Wangsgard be permitted to carry their cellular telephones. If you have any questions, please contact any of us at the numbers below.

Sincerely,

/s/ Jonathan R. Barr	*/s/ Rebecca M. Ricigliano*	*/s/ Mauro M. Wolfe*
Jonathan B. New	Rebecca M. Ricigliano	Mauro M. Wolfe
Jonathan R. Barr	Thomas A. Hanusik	Amanda Bassen
Kendall E. Wangsgard	Patrick S. Brown	Duane Morris LLP
BakerHostetler LLP	Crowell & Moring LLP	212.692.1017
202.861.1534	212.895.4268	
Counsel for Christopher Collins	*Counsel for Cameron Collins*	*Counsel for Stephen Zarksy*

Attachments

cc: All counsel of record (*via CM-ECF*)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA Plaintiff, v. CHRISTOPHER C. COLLINS, et al. Defendants.	Case No. 18-cr-567 (VSB)

DEFENDANT CHRISTOPHER COLLINS' WAIVER OF APPEARANCE FOR OCTOBER 11, 2018 STATUS CONFERENCE

Pursuant to Rule 43 of the Federal Rules of Criminal Procedure, Defendant Christopher Collins waives his right to be present in open court for the October 11, 2018 Status Conference.

Rep. Collins requests that the Court proceed on October 11, 2018 in his absence; agrees that his interests will be deemed represented by the presence of his attorneys, the same as if he were personally present; and further agrees to be present in Court ready for trial any date that the Court sets in his absence.

Rep. Collins further acknowledges that he has been informed of his rights under Title 18 U.S.C. §§ 3161-3174 (Speedy Trial Act), and authorizes his attorneys to set times and delays under the Act without being personally present.

Dated: Clarence, NY
October 3, 2018

Christopher Collins

I agree with and consent to my client's waiver of appearance.

Dated: Washington, D.C.
October 3, 2018

BAKER HOSTETLER LLP

By: /s/ *Jonathan R. Barr*
Jonathan R. Barr (*pro hac vice* pending)
Kendall E. Wangsgard
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Jonathan B. New
45 Rockefeller Plaza, 14th Floor
New York, NY 10111
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F: 212.589.4201
jnew@bakerlaw.com

SO ORDERED:

Dated: New York, New York
October ___, 2018

_____
VERNON S. BRODERICK, U.S.D.J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

- against -

CHRISTOPHER COLLINS, CAMERON COLLINS, and STEPHEN ZARSKY,

Defendants.

18-CR-567 (VSB)

DEFENDANT CAMERON COLLINS'S WAIVER OF APPEARANCE FOR OCTOBER 11, 2018, STATUS CONFERENCE

Pursuant to Rule 43 of the Federal Rules of Criminal Procedure, Defendant Cameron Collins waives his right to be present in open court for the October 11, 2018, status conference.

Mr. Collins requests that the Court proceed on October 11, 2018, and agrees that his interest will be deemed represented by the presence of his counsel, the same as if Mr. Collins himself was personally appearing in court. Mr. Collins understands that he has a right to be present for all court proceedings in this case, and he knowingly and voluntarily waives that right for the October 11, 2018, status conference.

Mr. Collins further acknowledges that he has been informed of his rights under Title 18 U.S.C. §§ 3161-3174 (Speedy Trial Act) and authorizes his attorneys to set times and delays under the Act without being personally present.

Dated: 10/3/2018
Asbury Park, New Jersey



Cameron Collins

I agree with and consent to my client's waiver of appearance.

Dated: Oct. 3, 2018
New York, New York

CROWELL & MORING LLP

By: /s/ Rebecca M. Ricigliano
Rebecca M. Ricigliano
590 Madison Avenue, 20th Floor
New York, New York 10022
Telephone: (212) 895-4268

Thomas A. Hanusik
Patrick S. Brown (*Admitted Pro Hac Vice*)
1001 Pennsylvania Avenue, NW
Washington, DC 20004
Telephone: (202) 624-2500

Attorneys for Cameron Collins

SO ORDERED:

Dated: _____
New York, New York

_____
Honorable Vernon S. Broderick
United States District Judge

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA Plaintiff, v. CHRISTOPHER C. COLLINS, et al. Defendants.	Case No. 18-cr-567 (VSB)

DEFENDANT STEPHEN ZARSKY'S WAIVER OF APPEARANCE FOR OCTOBER 11, 2018 STATUS CONFERENCE

Pursuant to Rule 43 of the Federal Rules of Criminal Procedure, Defendant Stephen Zarsky waives his right to be present in open court for the October 11, 2018 Status Conference.

Mr. Zarsky requests that the Court proceed on October 11, 2018 in his absence; agrees that his interests will be deemed represented by the presence of his attorneys, the same as if he were personally present; and further agrees to be present in Court ready for trial any date that the Court sets in his absence.

Mr. Zarsky further acknowledges that he has been informed of his rights under Title 18 U.S.C. §§ 3161-3174 (Speedy Trial Act), and authorizes his attorneys to set times and delays under the Act without being personally present.

Dated: Summit, NJ
October 3, 2018

Stephen Zarsky

I agree with and consent to my client's waiver of appearance.

Dated: New York, NY
October 3, 2018

DUANE MORRIS LLP

By: /s/ *Mauro M. Wolfe*
Mauro M. Wolfe
Amanda Bassen
1540 Broadway
New York, New York 10036
(212) 692-1000
Attorneys for Defendant Stephen Zarsky

SO ORDERED:

Dated: New York, New York
October ___, 2018

_____
VERNON S. BRODERICK, U.S.D.J.